

## DECLARATION FOR PATENT APPLICATION

Docket No. C150.12.3B

As a below named inventors I (we) hereby declare that:

My residence, post office address and citizenship are as stated below next to my (our) names.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled IMMUNOGEN ADHERENCE INHIBITOR AND METHOD OF MAKING AND USING SAME the specification of which:

(check one) X is attached hereto.  
       was filed on        as  
Application Serial No.         
and was amended on        (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Provisional 60/143,985</u>	<u>July 15, 1999</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	Status-patented, pending, abandoned)

<u>Provisional 60/201,268</u>	<u>May 2, 2000</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	Status-patented, pending, abandoned)

I hereby appoint the following attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

L. Paul Burd - Registration Number 17,048  
Richard O. Bartz - Registration Number 20,468  
Robert W. Gutenkauf - Registration Number 25,681

Address all telephone calls to L. PAUL BURD at telephone no. (612) 332-6581 or fax at (612) 332-6584. All correspondence to 1300 Foshay Tower, Minneapolis, Minnesota 55402.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor PETER (nmi) NASH

Inventor's signature Peter Nash Date JULY 13, 2000

Residence EDEN PRAIRIE, MINNESOTA Citizenship UNITED STATES

Post Office Address 1313 Fifth Street SE, Suite 219, Minneapolis, MN 55414

Full name of joint or second inventor JOHN W. ROSEVEAR, deceased, by his legal representative

Inventor's signature Donald L. Robinson Date JULY 13, 2000

Residence EDINA, MINNESOTA Citizenship UNITED STATES

Post Office Address 1313 Fifth Street SE, Suite 219, Minneapolis, MN 55414

Full name of joint or third inventor DONALD L. ROBINSON

Inventor's signature Donald L. Robinson Date JULY 13, 2000

Residence BLOOMINGTON, MINNESOTA Citizenship UNITED STATES

Post Office Address 1313 Fifth Street SE, Suite 219, Minneapolis, MN 55414

09616343-071400

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(b))--INDEPENDENT INVENTOR

Docket Number (Optional)  
C150.12.3B

Applicant or Patentee: Peter Nash et al.

Serial or Patent No.: \_\_\_\_\_

Filed or Issued: \_\_\_\_\_

Title: IMMUNOGEN ADHERENCE INHIBITOR AND METHOD OF MAKING AND USING SAME

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- ☒ the specification filed herewith with title as listed above.  
☐ the application identified above.  
☐ the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ No such person, concern, or organization exists.  
☒ Each such person, concern or organization is listed below.

Camas, Incorporated  
1313 Fifth Street SE, Suite 219  
Minneapolis, MN 55414

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

John W. Rosevear, deceased

Peter Nash

by his personal representative

Donald L. Robinson

NAME OF INVENTOR

NAME OF INVENTOR

NAME OF INVENTOR

Peter Nash

Donald L. Robinson

Donald L. Robinson

Signature of inventor

Signature of inventor

Signature of inventor

July 13, 2000

July 13, 2000

July 13, 2000

Date

Date

Date

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**

Docket Number (Optional)  
C150.12.3B

Applicant or Patentee: Peter Nash et al.

Serial or Patent No.: \_\_\_\_\_

Filed or Issued: \_\_\_\_\_

Title: IMMUNOGEN ADHERENCE INHIBITOR AND METHOD OF MAKING AND USING SAME

I hereby declare that I am

- ☐ the owner of the small business concern identified below;  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN Camas, Incorporated

ADDRESS OF SMALL BUSINESS CONCERN 1313 Fifth Street, SE, Suite 219  
Minneapolis, MN 55414

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☒ the specification filed herewith with title as listed above.  
☐ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.  
☐ each such person, concern or organization is listed below.

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Peter Nash

TITLE OF PERSON IF OTHER THAN OWNER President

ADDRESS OF PERSON SIGNING 1313 Fifth St. SE, Minneapolis, MN 55414

SIGNATURE *Peter Nash* DATE 7/13/00

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